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GROUP ART UNIT 1600-571/273-8300  
EXAMINER LIU - 571/273-0949

Facsimile:

FROM:

Robert GOETZ

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3

Client Code:

TPLANT-08360

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MESSAGE:

Please find attached Terminal  
Disclaimer for USSN 10/657,851

*Patent, Trademark & Copyright Attorneys*

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APR 13 2007

PTO/SB/21 (07-06)

Approved for use through 09/30/2006. OMB 0651-0031

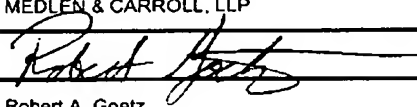
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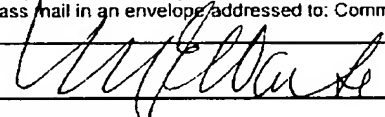
<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/857,851	
	Filing Date	9/9/2003	
	First Named Inventor	Murphy et al.	
	Art Unit	1855	
	Examiner Name	Samuel Liu	
Total Number of Pages in This Submission	2	Attorney Docket Number	TPLANT-08360

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Attached please find a Terminal Disclaimer for the above identified application. Please charge Deposit Account No. 08-1290 the fees associated with this correspondence associating our client matter number of TPLANT-08360. This communication is being sent via facsimile Group Art Unit 1600 at facsimile no. 571/273-8300 and a courtesy copy to Examiner Liu at facsimile no. 571/273-0949.		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MEDLEN & CARROLL, LLP		
Signature			
Printed name	Robert A. Goetz		
Date	April 13, 2007	Reg. No.	55,210

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
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Typed or printed name	Mary Ellen Watie	Date	April 13, 2007

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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)  
TPLANT 8360**RECEIVED  
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In re Application of: Christopher Murphy, et al.

Application No.: 10/657,851

Filed: 09/09/2003

For: TRANSPLANT MEDIA

The owner\*, Murphy, C. McNulty, J. & Reid, T., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** No. 6,696,238 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

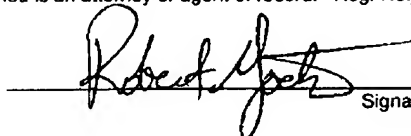
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 55,210



Signature

13 April 2007  
DateROBERT A. GOETZ  
Typed or printed name608-218-6900  
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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